

To the Members of the California State Assembly:

I am returning Assembly Bill 1563 without my signature.

This bill would require the Labor Commissioner to develop and implement a specified enforcement protocol to be used in an Economic and Employment Enforcement Coalition or Bureau of Field Enforcement investigation involving a labor contractor employing 15 or more workers in the field of construction, farm labor, garment, janitorial, or security guard service when the Division of Labor Standards Enforcement has a reasonable suspicion that violations of potential financial significance are involved as specified. The proposed new law is unnecessary and would inhibit the Department of Industrial Relations' (DIR's ) ability to respond to changing enforcement issues.

During 2008, DIR implemented an investigative protocol which mirrors the protocol proposed by this bill and which will ensure full compliance with Labor Code section 2810. Therefore, provisions of this bill are already operational. Further, the statutory creation of operational enforcement policy limits flexibility needed to respond to shifting enforcement needs.

For these reasons, I am unable to sign this bill.

Sincerely,

Arnold Schwarzenegger